IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2111 OF 2003
IN
INCOME TAX APPEAL (LODG) NO.692 OF 2003

The Commissioner of Income Tax,
City VI, Mumbai .. Appellant
V/s
M/s.Goodlass Nerolac Paints Ltd. .. Respondent

Mr.A.Kotangale for the Appellant.
Mr.S.J.Mehta for the Respondent.

CORAM : DR.S.RADHAKRISHNAN &
J.P.DEVADHAR, JJ.

DATE : 5th March, 2007.

P.C.:

1. Heard the learned Counsel for the parties. The learned Counsel for the Appellant seeks leave to withdraw the Notice of Motion in view of the fact that the question of law raised in the Appeal is squarely covered by the decision of the Supreme Court in the case of **CIT V/s.Indo Nippon Chemicals Co.Ltd.- (2003) 261 ITR 275 (SC),** against the Revenue. Notice of Motion is therefore allowed to be withdrawn and dismissed as such.

(J.P.DEVADHAR, J.) **(DR.S.RADHAKRISHNAN,J.)**